

Extension 103 | gdegulis@mdllp.net

October 20, 2008

Via Overnight Mail

Thomas Nash
Associate Regional Counsel
USEPA Region 5, C-14J
77 West Jackson Blvd.
Chicago, IL 60604

Re: USEPA Special Notice Letter for the Chemical Recovery Systems Site

Dear Mr. Nash:

This office represents Don Cain and C & C Supply which received a Special Notice Letter addressed to Peter Strassner of Thompson Coburn dated August 21, 2008. Please note that the undersigned now represents Don Cain and C&C Supply.

In response to the Special Notice Letter, we met with the Chemical Recovery Systems Site PRP Group in September 2008 and reviewed the Section 104(e) response provided by Don Cain and C&C Supply dated December 10, 2003.

As reflected in the Don Cain and C&C Supply 104(e) response, we thoroughly evaluated the nexus information and concluded that neither Don Cain nor C&C Supply are responsible parties under CERCLA sections 107 (a)(1-4). As provided in the December 10, 2003 response, neither Don Cain nor C&C Supply are a generator under section 107(a)(3) nor a transporter under section 107(a)(4).

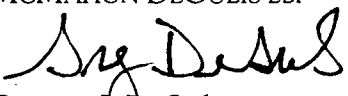
Don Cain was simply a broker who put buyer and seller together for the sale of reclaimed chemicals. At no time did Don Cain or C&C Supply own any of the reclaimed materials. In addition, neither Don Cain nor C&C Supply transported any hazardous substances to the Chemical Recovery Systems Site.

Based on the above, neither Don Cain nor C&C Supply will participate in the Chemical Recovery Systems Site PRP Group and will not participate in future negotiations concerning the implementation of the selected remedial action.

If you have any questions concerning this letter, please contact me at your convenience.

Sincerely,

MCMAHON DEGULIS LLP



Gregory J. DeGulis

GJD/rjh

cc: Doug McWilliams, Counsel to CRS PRP Group.

Mary Tierney, Remedial Project Manager, USEPA Region 5